

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

HYPERQUEST, INC.,

Plaintiff,

v.

NUGEN I.T., INC., and DAYLE PHILLIPS,

Defendants.

Case No. 1:08-cv-00485

**DEFENDANTS' MOTION TO
VOLUNTARILY WITHDRAW PENDING
MOTION FOR PROTECTIVE ORDER
(ECF 46), WITHOUT PREJUDICE**

Come now, Defendants, in light of this honorable Court's Minute Entry of April 30, 2008 (ECF 48), and hereby move this Court to voluntarily withdraw Defendants' pending Motion for Protective Order (ECF 46), without prejudice. Defendants will refile the Motion and supply a Memorandum outlining their theory and legal authority in support thereof.

Dated this 30th day of April, 2008.

Respectfully submitted,

NUGEN I.T., INC. and DAYLE PHILLIPS

By: s/ *Nora M. Kane*

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that on this 30th day of April, 2008, I electronically filed the foregoing Defendants' Motion to Voluntarily Withdraw Pending Motion for Protective Order (ECF 46), Without Prejudice, using the CM/ECF system which sent notification of such filing to all counsel of record, properly addressed as follows:

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s/ **Nora M. Kane**

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